

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

NOBILIS HEALTH CORP., *et al.*,
Debtors.

Case No. 19-12264 (CTG)

Chapter 7

ALFRED T. GIULIANO, in his capacity as
Chapter 7 Trustee for the jointly administered
bankruptcy estates of Nobilis Health Corp., *et al.*,
Plaintiff,

Adv. Proc. No. 21-51183 (CTG)

V.

HARRY J. FLEMING; P. DAVID YOUNG;
BRANDON MORENO; KENNETH EFIRD;
STEVE OZONIAN; AND MARCOS
RODRIGUEZ,
Defendants.

BILL OF COSTS

Judgment was entered in the above-entitled action on June 12, 2024 dismissing the case.

The Clerk of the United States Bankruptcy Court for the District of Delaware is requested to tax the following as costs:

Fees of the Clerk	\$478.00
Fees for service of summons and complaint	\$0.00
Fees of the court reporter for any and all part of the transcripts necessarily obtained for use in the case	\$40,702.15
Fees and disbursements for printing	\$3,517.71
Fees for witnesses	\$0.00
Fees for exemplification and copies of papers necessarily obtained for use in the case	\$0.00
Docket fees under 28 U.S.C. 1923	\$0.00
Costs incident to taking of depositions	\$2,450.07
Costs as shown on Mandate of Appellate Court	\$0.00

Other Costs: Database fees, including costs for collection, ingestion, hosting, and exporting ESI for production. <i>See Colosi v. Jones Lang LaSalle Americas, Inc.</i> , 781 F.3d 293, 297 (6th Cir. 2015); <i>CBT Flint Partners, LLC v. Return Path, Inc.</i> , 737 F.3d 1320 (Fed. Cir. 2013); <i>Country Vintner of N.C., LLC v. E. & J. Gallo Winery, Inc.</i> , 718 F.3d 249 (4th Cir. 2013); <i>Race Tires Am., Inc. v. Hoosier Racing Tire Corp.</i> , 674 F.3d 158 (3d Cir. 2012); <i>Absolute Activist Value Master Fund Ltd. v. Devine</i> , 2019 WL 3491962, at *6-8 (M.D. Fla. Aug. 1, 2019); <i>Javeler Marine Servs. LLC v. Cross</i> , 175 F. Supp. 3d 756 (S.D. Tex. 2016), subsequent determination, 189 F. Supp. 3d 659 (S.D. Tex. 2016); <i>Split Pivot, Inc. v. Trek Bicycle Corp.</i> , 154 F. Supp. 3d 769 (W.D. Wis. 2015); <i>Balance Point Divorce Funding, LLC v. Scrantom</i> , 305 F.R.D. 67 (S.D.N.Y. 2015).)	\$391,369.16
Total	\$438,517.09

DECLARATION

I, the undersigned attorney for Defendants Harry Fleming, Brandon Moreno, David Young, Kenneth Efird, Marcos Rodriguez, and Steve Ozonian, declare under penalties of perjury that the foregoing costs are correct and were necessarily incurred in this action, that the services for which these fees have been charged were actually and necessarily performed, and that a copy of this Bill of Costs was mailed this day with postage fully prepaid to:

John T. Carroll, III, Esquire
Cozen O'Connor
 1201 North Market Street
 Suite 1001
 Wilmington, DE 19801
 Email: jcarroll@cozen.com

(Counsel for Plaintiff)

Steven M. Coren, Esquire
 Benjamin M. Mather, Esquire
Kaufman, Coren & Ress, P.C.
 Two Commerce Square
 2001 Market Street, Suite 3900
 Philadelphia, Pennsylvania 19103
 Email: scoren@kcr-law.com
bmather@kcr-law.com

(Counsel for Plaintiff)

Dated: July 3, 2024
Wilmington, Delaware

**CHIPMAN BROWN CICERO &
COLE, LLP**

/s/ Mark L. Desgrosseilliers

Mark L. Desgrosseilliers (No. 4083)
Hercules Plaza
1313 North Market Street, Suite 5400
Wilmington, Delaware 19801
Telephone: (302) 295-0191
Facsimile: (302) 295-0199
Email: desgross@chipmanbrown.com

—and—

**LYNN PINKER HURST &
SHWEGMANN, LLP**

Edward Jason Dennis (admitted pro hac)
Kent Krabill (admitted pro hac)
Leo Park (admitted pro hac)
2100 Ross Avenue, Suite 2700
Dallas, Texas 75201
Telephone: (214) 981-3800
Facsimile: (214) 981-3839
Email: jdennis@lynnllp.com
kkrabill@lynnllp.com
lpark@lynnllp.com

Attorneys for All Defendants

PAUL HASTINGS LLP

Paul R. Genender (admitted pro hac)
Jake Rutherford (admitted pro hac)
Marco Vasquez Jr. (admitted pro hac)
600 Travis Street, Fifty-Eighth Floor
Houston, Texas 77002
Telephone: (713) 860-7300
Facsimile: (713) 353-3320
Email: paulgenender@paulhastings.com
jakerutherford@paulhastings.com
marcovasquezjr@paulhastings.com

Attorneys for Defendant Harry J. Fleming

LATHAM & WATKINS LLP

Andrew R. Gray (admitted pro hac)
H. Josh Ji (admitted pro hac)
Helen Grace Kirkby (admitted pro hac)
650 Town Center Drive, 20th Floor
Costa Mesa, CA 92626
Telephone: (714) 540-1235
Email: andrew.gray@lw.com
josh.ji@lw.com
helen.kirkby@lw.com

Attorneys for Defendant Steve Ozonian